

## REMARKS

The enclosed is responsive to the Examiner's Office Action mailed on April 28, 2010. By way of the present response applicants have: 1) amended claims 1-31; 2) added no claims; and 3) canceled no claims. Applicants have amended the Specification to correct typographical errors. No new matter has been added. Reconsideration of this application as amended is respectfully requested.

### Objection to the Specification

The Examiner objected to the Specification as lacking headings for subsections, such as, e.g., Background, Summary, etc. Applicants respectfully disagree with the Examiner that the appropriate headings are lacking. Applicants direct the Examiner's attention to the Preliminary Amendment filed January 6, 2006 that included amendments to the Specification to add these headings. Accordingly, applicants respectfully submit that the objection to the Specification has been overcome.

### Claim Rejections – 35 U.S.C. § 101

Claims 1-18 and 24-27 stand rejected under 35 U.S.C. § 101 because the claimed invention does not fall within one of the four statutory categories of invention. In particular, the Examiner indicated that the rejected claims are not tied to a particular machine or transform a particular article. Applicants respectfully submit that the machine or transformation test is no longer the sole test for patentability and that the rejected claims are not drawn to an abstract idea. In the

interest of furthering prosecution, however, applicants have amended claims 1-18 and 24-27 to recite computer-implemented methods that are tied to a computer.

Accordingly, applicants respectfully submit that the rejection of claims 1-18 and 24-27 has been overcome.

**Allowed Subject Matter**

The Examiner's allowance of claims 19-23 and 28-31 is noted with appreciation.

## CONCLUSION

Applicants respectfully submit that in view of the amendments and arguments set forth herein, the applicable objections and rejections have been overcome.

Applicants reserve all rights under the doctrine of equivalents.

Pursuant to 37 C.F.R. 1.136(a)(3), applicants hereby request and authorize the U.S. Patent and Trademark Office to (1) treat any concurrent or future reply that requires a petition for extension of time as incorporating a petition for extension of time for the appropriate length of time and (2) charge all required fees, including extension of time fees and fees under 37 C.F.R. 1.16 and 1.17, to Deposit Account No. 02-2666.

Respectfully submitted,

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